



ANNO TRICESIMO QUINTO

# ELIZABETHAE II REGINAE

A.D. 1986

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No. 5 of 1986

An Act to amend the Motor Vehicles Act, 1959.

[Assented to 13 March 1986]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

Short title.

1. (1) This Act may be cited as the "Motor Vehicles Act Amendment Act (No. 2), 1986".

(2) The Motor Vehicles Act, 1959, is in this Act referred to as "the principal Act".

Commencement.

2. This Act shall be deemed to have come into operation at the same time as the principal Act came into operation.

Amendment of  
s. 133—  
Contracting out  
of liability for  
negligence.

3. Section 133 of the principal Act is amended—

(a) by striking out the passage "Any contract" and substituting the passage "Subject to subsection (2), any contract";

and

(b) by inserting after its present contents as amended by this section (now to be designated as subsection (1)) the following subsections:

(2) Neither subsection (1) nor any corresponding previous enactment shall be construed as applying to a right or remedy in respect of loss of or damage to property.

- (3) Nothing in subsection (2) affects the rights of the parties in Supreme Court Action No. 1239 of 1982, which action may be determined in all respects as if the Motor Vehicles Act Amendment Act (No. 2), 1986, had not been enacted.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

D. B. DUNSTAN, Governor